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**From:** Lindberg, Jeff@ARB [Jeff.Lindberg@arb.ca.gov]  
**Sent:** 6/9/2022 8:59:05 PM  
**To:** Brahmbhatt, Roshni (she/her) [brahmbhatt.Roshni@epa.gov]; Andrews, Thomas@ARB [thomas.andrews@arb.ca.gov]  
**CC:** Chan, Janice [Chan.Janice@epa.gov]; Mooy, Cori@ARB [Cori.Mooy@arb.ca.gov]; Mehl, Dave@ARB [David.Mehl@arb.ca.gov]  
**Subject:** RE: Discussion with EPA R9 and Kim Konte  
**Attachments:** ATT00001.txt

Hi Roshni - Can we push this to Monday? Cori Mooy on my team is going to be doing a bunch of work related to this facility, and I want to make sure that she benefits from hearing the conversation. She's off on Fridays.

-Jeff

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**Jeff Lindberg, Manager**  
District Support Section  
CARB-Enforcement  
(He/Him)

Cell: 916.621.8576  
VOIP: 279.208.7625  
[Jeff.Lindberg@arb.ca.gov](mailto:Jeff.Lindberg@arb.ca.gov)

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**From:** Brahmbhatt, Roshni (she/her) <brahmbhatt.Roshni@epa.gov>  
**Sent:** Thursday, June 9, 2022 12:20 PM  
**To:** Lindberg, Jeff@ARB <Jeff.Lindberg@arb.ca.gov>; Andrews, Thomas@ARB <thomas.andrews@arb.ca.gov>  
**Cc:** Chan, Janice <Chan.Janice@epa.gov>  
**Subject:** FW: Discussion with EPA R9 and Kim Konte

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Hi Jeff and Thomas,

Do you have time either tomorrow or next week to discuss how best to proceed?

Thanks,  
Roshni

**Roshni Brahmbhatt** | Pronouns: she/her  
Manager, Air Enforcement Office (ENF 2-1)  
Enforcement and Compliance Assurance Division  
U.S. Environmental Protection Agency, Region 9

Email: [Brahmbhatt.Roshni@EPA.gov](mailto:Brahmbhatt.Roshni@EPA.gov)

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**From:** Kim Konte <[Ex. 6 Personal Privacy (PP)]>

**Sent:** Wednesday, June 8, 2022 3:27 PM

**To:** Brahmbhatt, Roshni (she/her) <brahmbhatt.Roshni@epa.gov>

**Cc:** Chan, Janice <Chan.Janice@epa.gov>; [Ex. 6 Personal Privacy (PP)]; Gill, Sonam <Gill.Sonam@epa.gov>; Gillam, Laura Haynes (EPW) <Laura\_Gillam@epw.senate.gov>; Swig, Sarah (Padilla) <Sarah\_Swig@padilla.senate.gov>; Kevin Lien <[Ex. 6 Personal Privacy (PP)]>; Rios, Gerardo (he/him) <Rios.Gerardo@epa.gov>; thomas.andrews@arb.ca.gov; David.Mehl@arb.ca.gov; Thanh Luu <[Ex. 6 Personal Privacy (PP)]>; Graham, Courtney@ARB <courtney.graham@arb.ca.gov>; Admin of Stop Toxic Asphalt Pollutants in Irvine <[Ex. 6 Personal Privacy (PP)]>

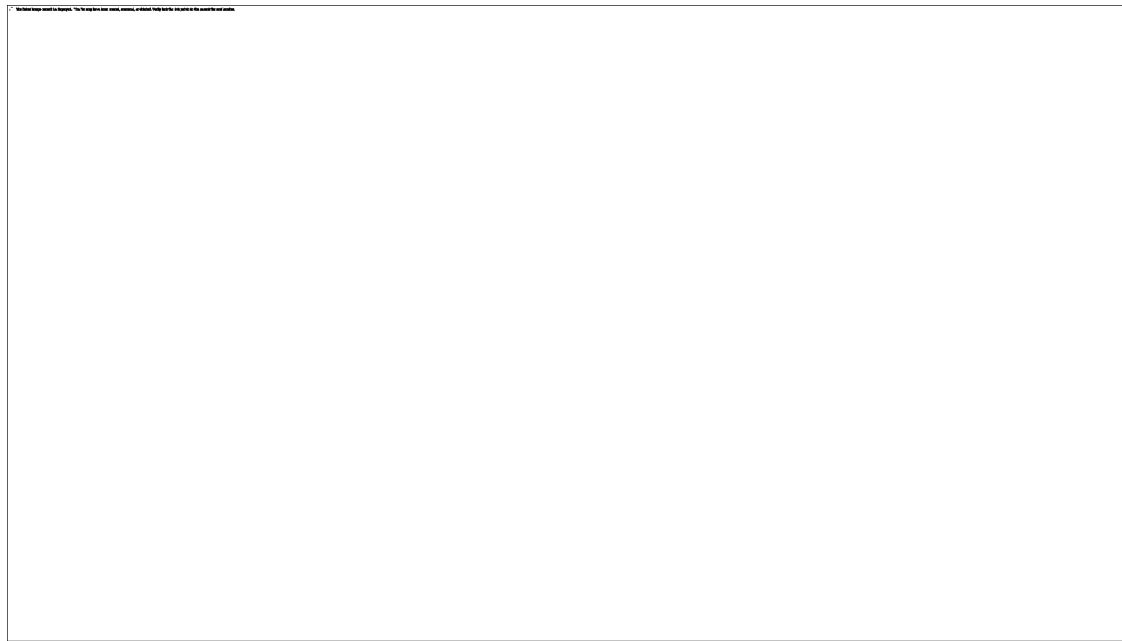
**Subject:** Re: Discussion with EPA R9 and Kim Konte

Hi Roshni & Team,

Thank you all for taking the time to meet with us last week! Per Lesley's email, we understand that the EPA and CARB are working diligently on the All American Asphalt (AAA) issue and that investigation is still in progress. In the meantime can you please issue AAA and SCAQMD a violation/penalty for just that (late with their applications), while the agencies continue to dig deeper into other areas of permit and Title V program enforcement breakdowns? We have receptors(homes) only 2,000 ft from this plant that continues to operate with impunity 24 hours a day, 7 days per week! We need swift action concerning this ongoing Asian environmental racism public health crisis impacting thousands of families!

As you and CARB confirmed AAA is operating out of compliance with the Clean Air Act and we are trying to understand what is the point of the Clean Air Act if it's not enforced. Especially in a timely matter. AAA and SCAQMD both should be monetarily penalized. SCAQMD is responsible for allowing this dramatic increase of HAPs with receptors only 2,000 ft away! Someone needs to be held accountable for this epic failure in public trust and for exposing thousand of residents to unregulated and known HAPs.

Please find proof that SCAQMD falsified information concerning the permit AAA tried to pass off as a valid permit to operate Ramsay Oil's mobile crumb rubber blending system: <https://vimeo.com/646280296>



**The mobile permit was improperly evaluated for a New Fixed Permit and thus the NOE is Invalid. The first permit for mobile asphalt production was issued to Ramsey Oil, located in Corona, Permit to Operate Analysis ("POA"), August 26, 2021, and the source test report has not been made public.**

Ramsey Oil is not All American Asphalt. However South Coast AQMD, All American Asphalt is treated as if it was Ramsey Oil.

California, as a various locations permit (#F57256) for asphalt production in 2002. This permit allowed the operator to locate anywhere in the South Coast AQMD jurisdiction and operate according to certain conditions including the following: (1) the operator could not operate beyond 12 months at any one location, and (2) the District was to be informed in writing within five days of all-new operational locations. South Coast AQMD Permit # F57256. This kind of permitted mobile unit is typically used for road construction or in housing development but is not designed to be a fixed unit at a permanent asphalt facility.

Since 2015, AAA has experienced dramatic increases in its Volatile Organic Compound ("VOC ") emissions. Prior All American Asphalt disclosures on South Coast AQMD's FIND from 2006 through 2016 identified VOC emissions of 3-4 tons per year ("TPY.")

South Coast AQMDs F.I.N.D. identifies the Corona facility with ID # 122876 and lists permits for both AAA and Ramsey Oil, implying they are one and the same; however, based on filings with the Secretary of State, Ramsey Oil is not A.A.A. The District failed to include in this NOV several other violations including:

- Failure to appropriately notify the South Coast AQMD on the movement of the mobile unit (as per its permit condition; F57256 condition 5)
- Failure to submit a timely Title V application (as per Rule 3001).
- AAAs reported 2016 emissions erroneously represented the last low VOC emissions year, and ironically it is this year that is used by AAA for its AB 2588 emissions and risk evaluation to South Coast AQMD. See Air Toxics Emissions Inventory Report Reporting Year 2016, March 31, 2021, South Coast AQMD has confirmed that before the attention was brought to this issue by local residents in 2019, AAA significantly underreported the metals and benzene emissions in 2016. See <https://www.aqmd.gov/home/news-events/community-investigations/AAA-ab2588>.

South Coast AQMD approved the revised Air Toxicity Inventory Report (ATIR) for the Air American Asphalts facility in Irvine (CAA) on December 3, 2022, with minor corrections. The facility was required to submit a Health Risk Assessment (HRA) based on the approved ATIR, which was submitted on February 3, 2023. Following a review, South Coast AQMD rejected the HRA on February 23, 2023, because it did not meet the general guidelines and did not include the correct emissions information. CAA will have 60 days to correct the deficiencies and resubmit the HRA. 30 days past the 60-day extension deadline that South Coast AQMD successfully gives CAA.

SCAQMD's failure to be years late in implementing the Title V program when it was AAA's 2008 VOCs that exceeded the threshold of the Clean Air Act 10-ton threshold with 10,055 tons and in 2010 with 11,055 tons.

SCAMCO needs to be held accountable for failing to notify AAA in a timely matter and for failing to give AAA an NOV for AAA's Clean Air Act and Title V non-compliance. AAA's continued failure to be compliant should effectively render all permits invalid that have been awarded to AAA outside of the Clean Air Act.

Year	Number of Producers (thousands)
2000	5
2001	1
2002	1
2003	1
2004	1
2005	38
2006	38
2007	40
2008	28
2009	58



IG: @nontoxicneighborhoods | FB: nontoxicneighborhoods | M: Ex. 6 Personal Privacy (PP)

On Wed, Jun 1, 2022 at 5:32 PM Admin of Stop Toxic Asphalt Pollutants in Irvine <[stopasphaltpollutants@gmail.com](mailto:stopasphaltpollutants@gmail.com)> wrote:

Thank you very much for taking the time to meet with us today.

We understand that the EPA and CARB are working diligently on the All American Asphalt (AAA) issue and that investigation is still in progress. At this point though, since both the EPA and CARB are well aware of the fact that AAA has been a couple years late with their application for the Title V permit and also the AB2588 program, why is it not possible to first issue them a violation/penalty for just that (late with their applications), while the agencies continue to

dig deeper into other areas of concerns and issues? Is there a benefit of waiting for everything to get sorted out all at once?

We truly appreciate your patience with us!

Best Regards,  
Lesley Tan.

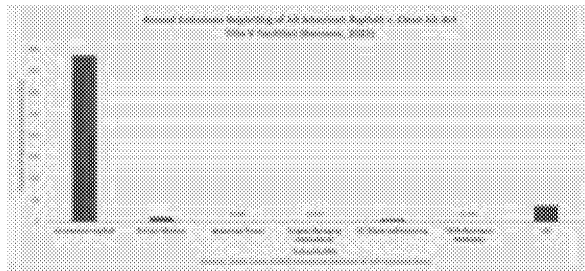
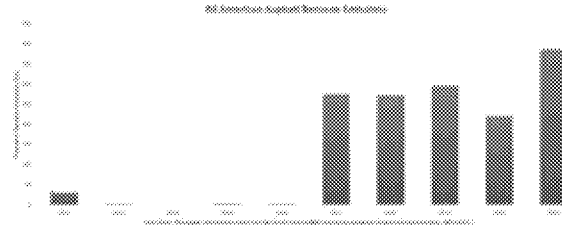
On Wed, Jun 1, 2022 at 1:55 PM Kim Konte <[kim@nontoxicneighborhoods.org](mailto:kim@nontoxicneighborhoods.org)> wrote:

Take-Two - On the first try the file size was too large.



### Consequence To Our Community As A Result Of SCAQMD's Failed Enforcement

SCAGSD needs to be held accountable for failing to notify AAA in a timely manner and for failing to give AAA an NSV for AAA's Clean Air Act and Title V non-compliance. AAA's continued failure to be compliant should effectively render all permits invalid that have been awarded to AAA outside of the Clean Air Act.



**Figure 1** Timeline of the study

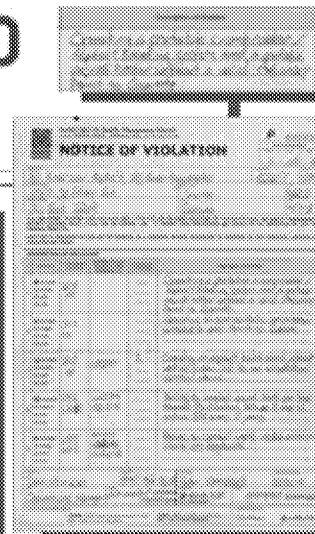
The timeline shows the following key events:

- 2017:** Planning of the study; Baseline data (assessments, interviews and focus group discussions).
- 2018:** Data collection for the study.
- 2019:** Data analysis for the study.
- 2020:** Dissemination of findings.

A large arrow points from the 2017-2018 period to the 2019-2020 period, indicating the progression of the study. A box labeled "Study findings" is shown at the bottom right.

We have documentation and video proving that SCARPH sabotaged the mobile blending permit for the remote remote blending system. The first permit for mobile asphalt production was issued to Ramsey Oil, located in Corona, next All American Asphalt, Ramsey OILFIELD INC., COMPANY, INC. 1987-1988; it was not All American Asphalt, LLC, and it was not SCARPH, LLC, or SCARPH, LLC, Ramsey Oil Company, Inc. is a licensed and bonded freight shipping and trucking company running a freight hauling business from Corona, California. SCARPH's P.L.C.

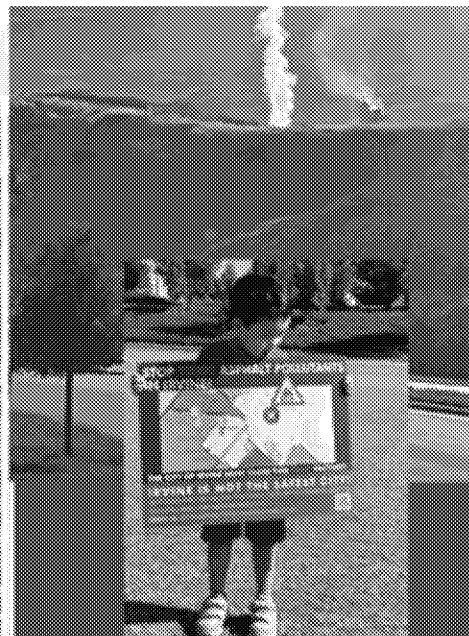
The two identities the Corona facility with ID # 122976 and both permits for both A&R and Ramsey Oil, implying they are one and the same. However, based on files with the Secretary of State, again Ramsey Oil is not A&R.

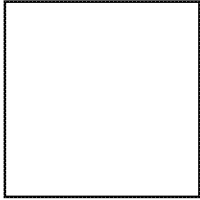


## IRVINE IS A "SACRIFICE ZONE"!

"SCAQMD IS RESPONSIBLE FOR IDENTIFYING AND CORRECTING THESE VIOLATIONS. SCAQMD IS AWARE OF THE SOURCE OF THE CONTRIBUTORS OF THESE CHEMICAL COMPOUNDS THAT ARE POLLUTING THE ENVIRONMENT IN  
IF SCAQMD FAILS TO CORRECT THIS PROBLEM FOR A PERIOD OF TIME, MORE PEOPLE WILL BECOME SICK, AND SOME WILL DIE FROM THE EXPOSURE. UNFORTUNATELY, SCAQMD'S LACK OF ACTION WILL CONTRIBUTE TO THIS ILLNESS AND DEATH.

- CALIFORNIA STATE SENATOR, REE - HALL - 10/10/68 -





Kim Konte

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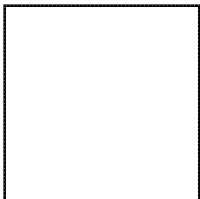
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On Wed, Jun 1, 2022 at 1:42 PM Kim Konte <[Ex. 6 Personal Privacy \(PP\)](#)> wrote:

Hi Roshni,

The NHS students put a few slides together for our meeting today. Please find them attached below.

In Gratitude,



Kim Konte

[NON TOXIC NEIGHBORHOODS | OUR WORK](#)

IG: [@nontoxicneighborhoods](#) | FB: [nontoxicneighborhoods](#) | M: [Ex. 6 Personal Privacy \(PP\)](#)

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On Wed, Mar 9, 2022 at 9:23 AM Gill, Sonam <[Gill.Sonam@epa.gov](mailto:Gill.Sonam@epa.gov)> wrote:

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